



TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission 8

Application Number	09/839,695
Filing Date	4-19-01
First Named Inventor	Balaban
Art Unit	1645
Examiner Name	Hines
Attorney Docket Number	3908P2538

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input checked="" type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	Return Postcard
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Reply to Missing Parts/Incomplete Application	Remarks	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Weiss, Moy & Harris, P.C.		
Signature			
Printed name	Janine Rickman Novatt		
Date	9-13-05	Reg. No.	32,593

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	Joan Brown	Date	9-13-05

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



Corres. and Mail
BOX AF

Reply Under 37CFR 1.116
Expedited Procedure
Technology Center 1645

AF *th*

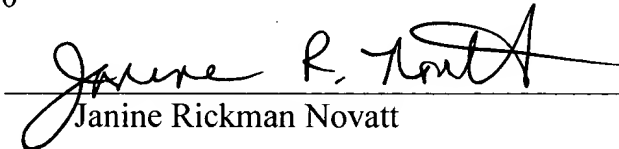
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Naomi Balaban et al. DOCKET NO: 3908P2538
SERIAL NO.: 09/839695 EXAMINER: Ja-Na A. Hines
FILED: April 19, 2001 ART UNIT: 1645
TITLE: METHODS AND COMPOSITIONS FOR THE TREATMENT
AND PREVENTION OF STAPHYLOCOCCUS AUREUS INFECTIONS

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Weiss, Moy & Harris, P.C.
4204 N. Brown Avenue
Scottsdale, AZ 85251-3989

I hereby certify that on the 13th day of September, 2005, this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450


Janine Rickman Novatt

REPLY UNDER 37 CFR 1.116-EXPEDITED PROCEDURE-
TECHNOLOGY CENTER 1645

Dear Sir:

This Amendment is in response to the June 13, 2005 Final Office Action concerning the above-identified application. Reexamination and reconsideration in light of the attached amendments and following remarks are courteously requested. The undersigned would like to thank the Examiner for speaking with her on September 12, 2005 regarding some of the proposed Amendments. Amendment to the Specification begins on page 2, Amendments to the Claims begin on page 3 with the Remarks beginning on page 4 of this Reply.

Please amend the subject patent application as follows: